

## **RESOLUTION NO. 2909**

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE GILA COUNTY INTERGOVERNMENTAL AGREEMENT NO. 032716 WITH THE TOWN OF PAYSON FOR PARTIAL PAVING OF HOUSTON MESA ROAD AND AUTHORIZING THE MAYOR TO EXECUTE SUCH AGREEMENT.**

**WHEREAS**, pursuant to A.R.S. § 9-240 (A) and (B), the Common Council shall have control of the finances of the municipal corporation and shall appropriate money and provide for the payment of its debts and expenses; and

**WHEREAS**, pursuant to A.R.S. § 9-240 (B)(3), the Common Council shall also have power to exercise exclusive control over the streets and to regulate, grade, or otherwise improve the same within the town limits; and

**WHEREAS**, pursuant to A.R.S. § 9-240 (B)(6), the Common Council shall also have power to provide the Town with water, to construct public wells, cisterns, and reservoirs in the streets and other public and private places within the town and beyond the limits thereof and to supply the same with pumps and conducting pipes or ditches; and

**WHEREAS**, pursuant to A.R.S. § 9-571 (A), the Town may construct, acquire from a willing seller, or improve a demonstration ASR project or nonpoint source project with monies borrowed from or financial assistance provided by the Water Infrastructure Finance Authority of Arizona ("WIFA"); and

**WHEREAS**, the Town of Payson has undertaken the CC Cragin Water Project construction, leading to wear and tear to the Houston Mesa Road that now requires partial paving; and

**WHEREAS**, the Town of Payson desires to enter into an IGA with Gila County to jointly undertake the partial paving of one lane of the Houston Mesa Road along the Raw Water Penstock Phase I pipe installation project; and

**WHEREAS**, the Town of Payson has and will be using funds provided under WIFA Loan No. 920257-15 to fund the project; and

**WHEREAS**, the Town of Payson and Gila County desire to enter into Intergovernmental Agreement No. 032716 for the purpose of utilizing the Town's general contractor to pave 2140 lineal feet of Houston Mesa adjacent to the pavement to be done by the Town of Payson.

**NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:**

Section 1: That Gila County Intergovernmental Agreement No. 032716, a copy of which is attached hereto marked Exhibit "A" and made a part hereof by this reference, be and is hereby approved in substantially the form as attached.

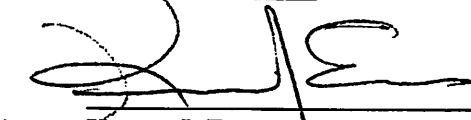
**APR 21 2016 G.1**

Section 2: That Kenny J. Evans, Mayor of the Town of Payson, be and is hereby authorized to execute said Agreement attached as Exhibit "A" in substantially the form as attached.

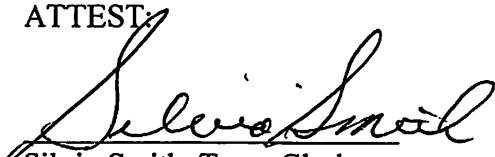
Section 3: That the Town of Payson and Town Officials are hereby authorized to take such other and further actions as may be necessary or appropriate to carry out the terms and intent of said Intergovernmental Agreement.

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON** this \_\_\_ day of April, 2016, by the following vote:

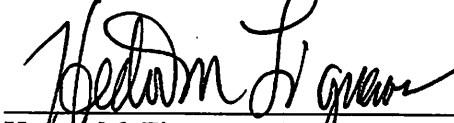
AYES 7 NOES 0 ABSTENTIONS 0 ABSENT 0

  
Kenny J. Evans, Mayor

ATTEST:

  
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

  
Hector M. Figueroa, Town Attorney